

CALFRESH (CF) PROGRAM

REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: 3/21/2014	NEED RESPONSE BY: ASAP
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: YOLO	
3. PHONE NO.:	7. SUBJECT: Student Eligibility - Work Study	
4. REGULATION CITE(S): 63-406.212	8. REFERENCES: <i>(Include ACL/ACIN, court cases, etc. in references)</i> NOTE: All requests must have a regulation cite(s) and/or a reference(s).	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

There has been conflicting information spread throughout our county regarding CalFresh student eligibility criteria specifically related to the Work Study exemption. We have a large student population in Yolo, so this information is very critical to us being able to correctly determine eligibility.

According to information from the UC Davis Financial Aid office, persons can be identified as eligible for work study but not actually awarded work study. According to the Financial Aid officer they do not award work study unless the student currently has a job. How do we treat someone who is eligible for work study but not actually awarded work study? Are they eligible for a student exemption.

10. REQUESTOR'S PROPOSED ANSWER:

MPP 63.406.212 states that a student must be approved for state or federally financed work study for the current school term, as defined by the institution, and anticipate working during the term. Based on this regulation my answer would be no, that the student is not eligible because they cannot anticipate working in the school year. Also, an individual is not actually approved for work study because it has not been awarded. However, there is an email that has been circulating throughout the department that was sent to another county by an analyst from CDSS (Jaeda Rios) that states that these persons meet the exemption criteria (I have attached a copy of that email to this email). In my research I looked at other state's policies regarding this and Oregon actually states that the person awarded work study must actually be assigned a position with a start date in the current term or semester, I have attached a document from Oregon stating this.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

Current guidance (ACIN I-89-15 released on Dec. 31, 2015) states, if a student is approved for state or federally financed work study during a specific school term, anticipates working during that term, and has not refused a work assignment, that student remains eligible for an exemption from the student work rule.

MPP 406.212 states "be approved for state or federally financed work study for the current school term, as defined by the institution of higher education, and anticipate working during the school terms". Because CDSS is not a provider of work study, it cannot provide a statewide definition for "approved for work study". This definition is left to the local institution of higher education.

(Continued on page 2)

FOR CDSS USE

DATE RECEIVED:	DATE RESPONDED TO COUNTY/ALJ: JR 10.17.16
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REQUEST FOR POLICY/REGULATION INTERPRETATION (Continued)

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2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION:
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State Policy Response (continued from Page 1):

The two key conditions for this exemption are "approved" and "anticipate". Per state regulations, the definition of approved is defined by the local institution of higher education. The definition of anticipate is a student who can expect or foresee being assigned a work study job. Until the student has received notice from the institution of higher education that they were denied, the student can fairly anticipate that they may be offered a work study job. While state regulations use the term "approved," institutions of higher education often use the term "awarded" to convey the same meaning. Please note that approved and awarded may be used interchangeably.

In this case, if UC Davis has indicated that a student is not considered awarded or approved for work study, unless they are actually working, then the student has not been approved or awarded work study. The exemption can only be granted if the student has verified that they have been approved for federal or state work-study. Future guidance on this topic will be issued via All County Letter anticipated for release this fall.

Per ACIN I-45-11, acceptable verification of approval for work study may include, but is not limited to, a work study award letter from financial aid.